

1 IN THE UNITED STATES DISTRICT COURT

2 FOR THE DISTRICT OF OREGON

3 PORTLAND DIVISION

4 UNITED STATES OF AMERICA,) 3:12-cv-02265-SI
5)
6 Plaintiff,)
7)
8 v.) April 19, 2018
9)
10 THE CITY OF PORTLAND,)
11)
12 Defendant.)
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24)
25)
Portland, Oregon

(Status Conference)

TRANSCRIPT OF PROCEEDINGS

BEFORE THE HONORABLE MICHAEL H. SIMON

UNITED STATES DISTRICT COURT JUDGE

APPEARANCES

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1 MR. HALL: Thank you very much.

2 THE COURT: Thank you, Professor Hall. Let me tell
3 you, I will take a look at Marsh v. Oregon Natural Resources at
4 490 in the United States Reports at page 360. I'll take a look
5 at it. But let me also tell you if you wish to file something
6 with me in writing to give me a further analysis of what my
7 authority is, you're welcome to do it. You're always welcome
8 to do that. You and anyone else is always welcome to file a
9 petition for amicus status, and I'll follow that -- I'll rule
10 on that in connection with and consistent with the Oregon
11 Rules -- excuse me, the Federal Rules of Civil Procedure.

12 And, finally, if for whatever reason I conclude that
13 I don't have the authority to appoint a court monitor or to
14 order the Secretary of State to conduct an investigation, you
15 still, sir, always have the authority to petition the Oregon
16 Secretary of State to conduct such an investigation, but I am
17 quite confident you understand that. But I will take a look at
18 the authority you cite now and any other authorities that you
19 may submit in the future.

20 I thank you for your time and your passion.

21 MR. HALL: Sir, I don't mean to disrespect your
22 courtroom, but it's time when an elected official can call a
23 black person a "B" and there's no place to file a complaint.
24 And those folks making a hundred thousand dollars a year can
25 suggest by placing a sacred process underneath the supervision

--oOo--

I certify, by signing below, that the foregoing is a correct transcript of the record of proceedings in the above-entitled cause. A transcript without an original signature, conformed signature, or digitally signed signature is not certified.

/s/ Dennis W. Apodaca
DENNIS W. APODACA, RDR, RMR, FCRR, CRR
Official Court Reporter

May 17, 2018
DATE